

# EXHIBIT 2

**BEFORE THE WORKERS' COMPENSATION APPEALS BOARD  
OF THE STATE OF CALIFORNIA**

RUBEN JUAREZ,

APPLICANT,

VS.

SPACE EXPLORATION TECH. CORP.;  
CHUBB GROUP OF INS. CO.,

DEFENDANTS.

CASE NO. ADJ9801824

VOLUME II

DEPOSITION OF RUBEN JUAREZ

LOS ANGELES, CALIFORNIA

WEDNESDAY, MAY 20, 2015

10:25 A.M.

**CERTIFIED  
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REPORTED BY: CATINA PERAHIA

CSR NO.: 9731



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RUBEN JUAREZ,

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vs.

SPACE EXPLORATION TECH. CORP.;  
CHUBB GROUP OF INS. CO.,

Defendant.

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VOLUME II

DEPOSITION OF RUBEN JUAREZ,

taken on behalf of the Defendant, at 3600 Wilshire  
Boulevard, Suite 2100, Los Angeles, California, at  
10:25 A.M., on Wednesday, May 20, 2015, before CATINA M.  
PERAHIA, CSR #9731, a Certified Shorthand Reporter within  
and for the State of California, pursuant to Notice.

-oOo-

1     APPEARANCES OF COUNSEL:

2  
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I N D E X

WITNESS

PAGE

RUBEN JUAREZ

Examination by Mr. Robin

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E X H I B I T S

(NONE)

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1 LOS ANGELES, CALIFORNIA; WEDNESDAY, MAY 20, 2015

2 10:25 A.M. - 11:56 A.M.

3 -000-

4  
5 RUBEN JUAREZ,

6 having solemnly sworn to tell the truth,

7 was examined and testified as follows:

8  
9 EXAMINATION

10 BY MR. ROBIN:

11 Q. Mr. Juarez, you recall our first deposition --

12 A. I do.

13 Q. -- where I gave you the admonition as to the  
14 procedure? Would you like me to repeat that?

15 A. Yes, because --

16 Q. Okay. I'm going to continue to ask you  
17 questions about the claim you have filed for workers'  
18 compensation benefits in this second volume of the  
19 deposition. To each of my questions, I would ask that  
20 you give me a response loud enough for all of us to hear.

21 The reporter is taking down everything that is  
22 said exactly as it is said. All testimony is under  
23 penalty of perjury. It has the same force and effect as  
24 if we were in a court of law.

25 Please wait for the end of my question, as the

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1 end of my question may affect your answer. And it avoids  
2 both of us speaking at the same time, which is very  
3 difficult for the reporter to take down in her  
4 transcription.

5 Following the deposition the reporter's notes  
6 will be transcribed into a typewritten booklet called a  
7 deposition booklet which you have here as Volume I. That  
8 verbatim transcript will be submitted to you again in the  
9 future for Volume II to review and sign.

10 At that time you will have the opportunity to  
11 make any changes you may deem necessary in your  
12 testimony. But I should indicate to you that I or any  
13 other attorney associated in this matter will have the  
14 right to comment on the extent of those changes, if any,  
15 and they could prove adverse to your credibility. So I  
16 would ask for your best testimony at this time.

17 If you do not understand part or all of my  
18 question, please ask me for clarification, as I will  
19 assume, if you do answer it, you understood the question.

20 The reporter can take down spoken testimony  
21 only. She cannot take down responses such as a nod of  
22 the head, a shrug of the shoulders or utterances such as  
23 "uh-huh" or "huh-uh."

24 If you need a break at any time, simply let us  
25 know. We can take a break.

1 Do you have any questions before we begin?

2 A. No.

3 Q. Okay. Have you taken any medications in the  
4 last 24 hours that would in any way affect your ability  
5 to participate in this deposition?

6 A. I have took some medications.

7 Q. What have you taken?

8 A. Pain medication.

9 Q. Such as?

10 A. Percocet.

11 Q. All right.

12 A. And Xanax.

13 Q. Anything else?

14 A. Well, my normal medication which is Depakote.

15 Q. I'm sorry?

16 A. Depakote. Nortriptyline, Wellbutrin, Topamax.

17 I think that's all.

18 Q. The Percocet is for pain?

19 A. Yes, pain medication.

20 Q. What part of your body does it affect?

21 A. The brain.

22 Q. Is this for like headaches?

23 A. Yes.

24 Q. Xanax?

25 A. For anxiety.



1 Q. Depakote?

2 A. The rest of it -- Depakote is for prevention of  
3 migraines.

4 Q. Nortriptyline?

5 A. For prevention medication for migraines.

6 Q. Wellbutrin?

7 A. For depression.

8 Q. And Topamax?

9 A. For prevention of migraine.

10 Q. Do any of these medications or all of these  
11 medications in combination affect your ability to  
12 participate in the depo to accurately remember?

13 A. Not that I can think of, no. I might have a  
14 little bit of problem remembering things, but that's --

15 Q. Do you still reside at 16527 Jersey Street,  
16 Granada Hills, California 91344?

17 A. Correct.

18 Q. Are you working now?

19 A. No.

20 Q. Do you have a current source of income?

21 A. This time, no. I was waiting for my  
22 Social Security.

23 Q. Are you getting State disability?

24 A. It ended.

25 Q. When was that?

1 A. Some time in March. End of March.

2 Q. Of this year?

3 A. Yes. And I'm waiting for the -- the insurance  
4 from the company, from Space Ex.

5 Q. You receive --

6 A. Long-term disability insurance.

7 Q. You received short-term disability initially;  
8 correct?

9 A. I did.

10 Q. And when did that end?

11 A. That I don't remember.

12 Q. You've applied for long-term disability through  
13 Space Ex?

14 A. Recently.

15 Q. And has a decision been made in respect to that  
16 claim?

17 A. I e-mailed the person who handles my case to see  
18 they would do it, but I e-mailed because I don't see  
19 anything on their website as far as when are they going  
20 to start paying me.

21 Q. So you have no current income at present?

22 A. Not at this point.

23 Q. How long has it been since you have had no  
24 income?

25 A. A month and a half or so.

1 Q. You applied for Social Security disability?

2 A. SSDI, yeah.

3 Q. When was that?

4 A. I want to say some time in April.

5 Q. Have you received a determination?

6 A. No, no. I just receive some information about  
7 the process, and I receive a phone call from  
8 Social Security asking me about my case and that was it.

9 Q. So the case is pending?

10 A. Yes. I think they have to review it, and they  
11 have to make a determination. There were -- I was told  
12 that they were going to send me some forms on the mail,  
13 and I have to fill it up and send it back somewhere. I  
14 think in Utah or somewhere like that.

15 Q. Are these medical authorizations to release  
16 medical information so they --

17 A. I don't think so. I'm not sure. The person  
18 that I talked to -- I talked to him twice.

19 Q. Right.

20 A. The first time he told me he was going to send  
21 me a copy of the claim itself. And then he also told me  
22 to get a copy of my State disability payment, which I  
23 did, and mail it back to them.

24 And then thereafter he called me, and he left a  
25 voicemail saying that I was going to receive a package of

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1 forms, to fill it out as much as possible and then send  
2 it back to them. And that's --

3 Q. That was it?

4 A. That was it.

5 Q. When last we were here in Volume I of your  
6 deposition, we had discussed various chemicals that you  
7 had used or been present with at the Space Ex facility.  
8 We talked about Thinner 527, eutectic solder wire,  
9 HumiSeal 1A33, conformal coating --

10 A. Yes. And by the way, on the eutectic solder,  
11 it's not just a solder wire. It's solder bars as well.

12 Q. The same solder, just in different form?

13 A. Different composition, yes. I mean --

14 Q. Different shape?

15 A. Yes. The formula is the same, but this one is  
16 in a bar.

17 Q. Right.

18 A. And I also like to -- we did not have the  
19 proper -- the proper container to dispose the solder that  
20 it was coming out of a solder pot that we had.

21 Q. Was that for storage?

22 A. That's for disposal. Under California you have  
23 to have a container to dispose that because it's lead.  
24 And we only had a plastic container which not adequate to  
25 store.

1 And, also, for the HumiSeal I was not -- I was  
2 never given the proper equipment to replace the filler  
3 system on the conformal coating, which I think the  
4 company should change the policy on that.

5 Q. And I also note that -- did you use isopropyl  
6 alcohol for anything?

7 A. Actually, it was something that aggravate my  
8 situation because they put a station right next to my  
9 work area. A wash area where they use alcohol to wash  
10 PCB's, printed circuit board assemblies. And they would  
11 blow it right next to me.

12 Q. Printed circuit --

13 A. Board.

14 Q. PCB's.

15 A. Printed circuit board assemblies.

16 Q. You're saying there was some type of odor;  
17 correct?

18 A. Well, it was the odor on the mist from when they  
19 were using compressed air to blow that to dry them out,  
20 and I was right next to the station.

21 Q. How far away?

22 A. About 12 inches.

23 Q. You were 12 inches away from the wash station?

24 A. Yes, to the wash area.

25 Q. How often would they use this wash station?

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1 A. Every day.

2 Q. For how long?

3 A. Through the entire work time.

4 Q. Were those all of the chemicals that you came in  
5 any type of contact with?

6 A. Um, as far as I can remember. I don't know. I  
7 gave the list to the HR, human resources.

8 Q. Okay.

9 A. I don't know whether there are chemicals --

10 Q. That's fine.

11 A. Because I don't remember. It was HumiSeal, and  
12 it was two other -- two-part or three-part component,  
13 alcohol, eutectic solder, and I don't remember if I  
14 missed one or not.

15 Q. I show that your occupation was designated  
16 ultimately as a computer programmer; is that correct?

17 A. Due to the fact that there were always new head  
18 management, my title changed, but I was mostly doing  
19 manufacture engineer work under different title.

20 Q. What was that title?

21 A. The first they assigned me as an equipment  
22 specialist, but it didn't have any description, job  
23 description. And then after that I think they changed it  
24 to a technician or something like that, but I was still  
25 doing the same manufacture engineer work.

1 Q. That was working with the machinery and  
2 programming?

3 A. Working with machinery, programming,  
4 troubleshooting, ordering equipment.

5 Q. When you say "troubleshooting," you get machines  
6 to work; you fix problems?

7 A. Correct. And also working with a process, fine  
8 tuning the process, ordering new equipment.

9 Q. And the process, you're talking about the  
10 manufacturing process?

11 A. Correct. Including design of fixtures to aide  
12 the operators.

13 Q. Were these machines C and C types?

14 A. No, it was conformal coating equipment.

15 Q. Conform?

16 A. Conformal coating equipment.

17 Q. Coating.

18 A. And inspection. Optical inspection equipment.

19 AOI, automatic optical inspection. I traveled to

20 San Diego to train and also to New York.

21 I did request an upgrade for our current machine

22 because it didn't have the safety feature which it had

23 had under conformal coating, such as it didn't have the

24 alarm to know when the suction was working or not.

25 Q. So you wanted some type of an alarm system built

1 in?

2 A. No. To upgrade the equipment itself, because  
3 the current equipment -- it was obsolete, and it didn't  
4 have the alarm system to advise the operator that the  
5 suction system was not working or pulling all of the  
6 fumes out of it.

7 Q. Okay.

8 A. So I end up buying some separate standalone  
9 filtration system for that area.

10 Q. For the work area; correct?

11 A. Yes, for the equipment and for the drying out  
12 area. They use a designated area to -- where the boards  
13 were dried out from the chemicals. So I purchased those  
14 standalone system.

15 Q. Right.

16 A. To help out to clean the air because it was  
17 pretty bad.

18 Q. And when did you get this system?

19 A. I don't remember the date.

20 Q. Approximately.

21 A. I -- no, I don't want to speculate on that. My  
22 memory is not that well.

23 I also purchased an inspection system and --  
24 with that -- from England. I also purchased a filtration  
25 system for that inspection area as well. I was trying to

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1 make things better for the operators and the inspectors  
2 because the fumes can be pretty strong.

3 Q. All right.

4 A. And I designed some of the fixtures so we didn't  
5 have to use that many chemicals. And some did work. I  
6 was in the process of using a preform tape so they don't  
7 have to use so much labor and helping out the operator  
8 not being exposed to the conformal coating materials. So  
9 I was trying to make things better for the operators.

10 Q. Okay. Is that all of your job duties?

11 A. No. That was part of my job duties. The rest  
12 of it was designing, programming and equipment repair.  
13 So even though my title did say something, it didn't  
14 actually reflect my duties.

15 Q. Okay.

16 A. And I was advised by my manager that my title  
17 might change but not to worry about it, that I would be  
18 doing the same thing, which end up not being true.

19 Q. Who is the manager?

20 A. John Peana. P-e-a-n-a. When I tried to return  
21 to work, they told me I was a technician, which was  
22 ludicrous. And they denied me to return to work because  
23 they say my medical condition.

24 Q. Are those all of your job duties?

25 A. That I can remember.

1 Q. Okay. Good.

2 A. I mean, I was like a wild card trying to work  
3 everywhere.

4 Q. You had many skills.

5 A. Yeah, many hats.

6 Q. Are you under current medical treatment now?

7 A. Yes.

8 Q. And which doctors are you seeing?

9 A. Dr. Ronald Andiman.

10 MR. ROBIN: A-n-d-i-m-a-n.

11 THE REPORTER: Thank you.

12 BY MR. ROBIN:

13 Q. He's an orthopedist?

14 A. No, a neurologist.

15 Q. And what treatment does he provide to you?

16 A. Medication for prevention -- oh, I forgot to  
17 tell you that I also get shots of Botox.

18 Q. Botox?

19 A. Yes. Sorry about that.

20 Q. What is this for?

21 A. For the headaches. I believe I mentioned that  
22 previously. I'm not sure. I don't remember.

23 Q. Who gives you this Botox injection?

24 A. Dr. Andiman.

25 Q. Where do they inject the Botox?



1 Angiogram is the study, the test. The aneurysm, that's  
2 the condition.

3 MR. ROBIN: Okay. I don't think I have anything  
4 further.

5 MR. CONWAY: I have no questions.

6 MR. ROBIN: Shall we stipulate to waive the  
7 reporter's obligation to file the original transcript  
8 waiving CCP 2025(q) and (s). Original and one copy to  
9 Applicant's attorney, copy to myself, four on one  
10 condensed, please.

11 Any changes, amendments, deletions, corrections  
12 shall be noticed to deposing counsel in writing within  
13 45 days of receipt of the transcript. If the original  
14 signed is not available for any reason, an unsigned copy  
15 can be introduced into evidence as though a fully signed  
16 original for all purposes.

17 So stipulated?

18 MR. CONWAY: Yes.

19 (Deposition proceedings were concluded  
20 at 11:56 A.M.)

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1 I, the undersigned, say I have read the  
2 foregoing deposition and declare under penalty of perjury  
3 that the foregoing is true and correct.

4 Executed this \_\_\_\_ day of \_\_\_\_\_, 2015, at

5 \_\_\_\_\_, \_\_\_\_\_.

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8 RUBEN JUAREZ  
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Catrina M. Durkin  
CERTIFIED SHORTHAND REPORTER  
FOR THE STATE OF CALIFORNIA